

10/535325

Rec'd PCT/US 2005-05-18

<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>		Attorney Docket Number	TSRI 651.6
		First Named Inventor	David A. CHERESH
<b>COMPLETE IF KNOWN</b>			
		Application Number	
		Filing Date	May 18, 2005
		Group Art Unit	
		Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first, and joint inventor (if more than one name is listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD OF TREATMENT OF MYOCARDIAL INFARCTION**

the specification of which:

is attached hereto;  
 was filed on November 18, 2003 as United States Application Number or PCT International Application Number PCT/US03/37653.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application, as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
PCT/US03/37653	PCT	11/18/2003	<input type="checkbox"/>	<input type="checkbox"/> <input checked="" type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefits under 35 U.S.C. 119(e) of any United States provisional application listed below.

Application Number(s)	Foreign Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto.
60/087,220	05/29/1998	

# DECLARATION

## - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35 U.S.C., 112, I acknowledge the duty to disclose information which is material to patentability, as defined in 37 C.F.R. 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
10/298,377 09/538,248 09/470,881 PCT/US99/11780	11/18/2002 03/29/2000 12/22/1999 05/28/1999	6,685,938

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business connected therewith in the Patent and Trademark Office:

Customer Number \_\_\_\_\_ or  Registered Practitioner(s) name/registration numbers listed below

Name	Registration Number	Name	Registration Number
Arne M. Olson	30,203	Michael A. Hierl	29,807
Dolores T. Kenney	31,269	Talivaldis Cepuritis	20,818
Seymour Rothstein	19,369	Daniel J. Deneufbourg	33,675
Joseph M. Kuo	38,943	Martin J. Corn	35,847
David A. Gottardo	46,736	Robert J. Ross	45,058
John W. Klooster	18,953		

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet attached hereto.

Direct all correspondence to:  Customer Number \_\_\_\_\_ or  Correspondence address below

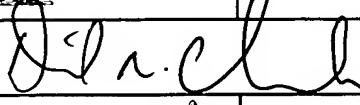
Name Talivaldis CEPURITIS  
OLSON & HIERL, LTD.

Address 20 North Wacker Drive, 36th Floor

City Chicago State IL ZIP 60606

Country US Telephone (312) 580-1180 Fax (312) 580-1189

I hereby declare that all statement made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
<u>David A.</u>		<u>CHERESH</u>		
Inventor's signature				Date: <u>3/8/04</u>
Residence	City <u>Encinitas</u>	State <u>CA</u>	Country <u>US</u>	Citizenship <u>US</u>
Post Office Address	3277 Lone Hill Lane			
City <u>Encinitas</u>		State <u>CA</u>	ZIP <u>92024</u>	Country <u>US</u>
<input checked="" type="checkbox"/> Additional inventors are being named on the <u>1</u> supplemental Additional Inventor(s) Sheet(s) attached hereto				

<b>DECLARATION</b>		<b>ADDITIONAL INVENTOR(S)</b> <b>Supplemental Sheet</b> Page 1 of 1		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Robert		PAUL		
Inventor's signature				Date:
Residence	City Munich	State	Country Germany	Citizenship Germany
Post Office Address	Bruderhofstr.9			
	City Munich	State	ZIP D-81371	Country Germany
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Brian		ELICEIRI		
Inventor's signature				Date:
Residence	City Carlsbad	State CA	Country US	Citizenship US
Post Office Address	2933 Via Ipanema			
	City Carlsbad	State CA	ZIP 92009	Country US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Inventor's signature				Date:
Residence	City	State	Country	Citizenship
Post Office Address				
	City	State	ZIP	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Inventor's signature				Date:
Residence	City	State	Country	Citizenship
Post Office Address				
	City	State	ZIP	Citizenship

10/535325

Rec'd PCT/PTO 18 MAY 2003

<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>		Attorney Docket Number	TSRI 651.6
		First Named Inventor	David A. CHERESH
<b>COMPLETE IF KNOWN</b>			
		Application Number	
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing <input type="checkbox"/> Declaration Submitted after Initial Filing		Filing Date	May 18, 2005
		Group Art Unit	
		Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first, and joint inventor (if more than one name is listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD OF TREATMENT OF MYOCARDIAL INFARCTION**

the specification of which:

is attached hereto;  
 was filed on November 18, 2003 as United States Application Number or PCT International Application Number PCT/US03/37653.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application, as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
PCT/US03/37653	PCT	11/18/2003	<input type="checkbox"/>	<input type="checkbox"/> <input checked="" type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefits under 35 U.S.C. 119(e) of any United States provisional application listed below.

Application Number(s)	Foreign Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto.
60/087,220	05/29/1998	

# DECLARATION

## - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35 U.S.C., 112, I acknowledge the duty to disclose information which is material to patentability, as defined in 37 C.F.R. 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
10/298,377 09/538,248 09/470,881 PCT/US99/11780	11/18/2002 03/29/2000 12/22/1999 05/28/1999	6,685,938

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business connected therewith in the Patent and Trademark Office:

Customer Number \_\_\_\_\_ or  Registered Practitioner(s) name/registration numbers listed below

Name	Registration Number	Name	Registration Number
Arne M. Olson	30,203	Michael A. Hierl	29,807
Dolores T. Kenney	31,269	Talivaldis Cepuritis	20,818
Seymour Rothstein	19,369	Daniel J. Deneufbourg	33,675
Joseph M. Kuo	38,943	Martin J. Corn	35,847
David A. Gottardo	46,736	Robert J. Ross	45,058
John W. Klooster	18,953		

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet attached hereto.

Direct all correspondence to:  Customer Number \_\_\_\_\_ or  Correspondence address below

Name **Talivaldis CEPURITIS**  
**OLSON & HIERL, LTD.**

Address **20 North Wacker Drive, 36th Floor**

City	Chicago	State	IL	ZIP	60606
Country	US	Telephone	(312) 580-1180	Fax	(312) 580-1189

I hereby declare that all statement made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)	Family Name or Surname		
David A.	CHERESH		

Inventor's signature				Date:
Residence	City Encinitas	State CA	Country US	Citizenship US

Post Office Address **3277 Lone Hill Lane**

City Encinitas	State CA	ZIP 92024	Country US
-------------------	-------------	--------------	---------------

Additional inventors are being named on the 1 supplemental Additional Inventor(s) Sheet(s) attached hereto

<b>DECLARATION</b>		<b>ADDITIONAL INVENTOR(S)</b> Supplemental Sheet Page 1 of 1		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any) <i>Robert</i>		Family Name or Surname <u>PAUL</u>		
Inventor's signature				Date: <u>03/09/04</u>
Residence	City Munich	State <i>DEA</i>	Country Germany	Citizenship Germany
Post Office Address	Bruderhofstr.9			
	City Munich	State	ZIP D-81371	Country Germany
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Brian		ELICEIRI		
Inventor's signature				Date:
Residence	City Carlsbad	State CA	Country US	Citizenship US
Post Office Address	2933 Via Ipanema			
	City Carlsbad	State CA	ZIP 92009	Country US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Inventor's signature				Date:
Residence	City	State	Country	Citizenship
Post Office Address				
	City	State	ZIP	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Inventor's signature				Date:
Residence	City	State	Country	Citizenship
Post Office Address				
	City	State	ZIP	Citizenship

10/535325  
Rec'd PCT/PTO 18 MAY 2005

<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>		Attorney Docket Number	TSRI 651.6
		First Named Inventor	David A. CHERESH
<b><i>COMPLETE IF KNOWN</i></b>			
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing <input type="checkbox"/> Declaration Submitted after Initial Filing		Application Number	
		Filing Date	May 18, 2005
		Group Art Unit	
		Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first, and joint inventor (if more than one name is listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD OF TREATMENT OF MYOCARDIAL INFARCTION**

the specification of which:

- is attached hereto;
- was filed on November 18, 2003 as United States Application Number or PCT International Application Number PCT/US03/37653.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application, as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
PCT/US03/37653	PCT	11/18/2003	<input type="checkbox"/>	<input type="checkbox"/> <input checked="" type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefits under 35 U.S.C. 119(e) of any United States provisional application listed below.

Application Number(s)	Foreign Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto.
60/087,220	05/29/1998	

# DECLARATION

## - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35 U.S.C., 112, I acknowledge the duty to disclose information which is material to patentability, as defined in 37 C.F.R. 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
10/298,377 09/538,248 09/470,881 PCT/US99/11780	11/18/2002 03/29/2000 12/22/1999 05/28/1999	6,685,938

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business connected therewith in the Patent and Trademark Office:

Customer Number \_\_\_\_\_ or  Registered Practitioner(s) name/registration numbers listed below

Name	Registration Number	Name	Registration Number
Arne M. Olson	30,203	Michael A. Hierl	29,807
Dolores T. Kenney	31,269	Talivaldis Cepuritis	20,818
Seymour Rothstein	19,369	Daniel J. Deneufbourg	33,675
Joseph M. Kuo	38,943	Martin J. Corn	35,847
David A. Gottardo	46,736	Robert J. Ross	45,058
John W. Klooster	18,953		

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet attached hereto.

Direct all correspondence to:  Customer Number \_\_\_\_\_ or  Correspondence address below

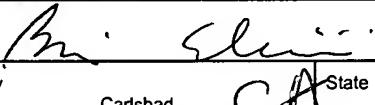
Name **Talivaldis CEPURITIS**  
**OLSON & HIERL, LTD.**

Address **20 North Wacker Drive, 36th Floor**

City	Chicago	State	IL	ZIP	60606
Country	US	Telephone	(312) 580-1180	Fax	(312) 580-1189

I hereby declare that all statement made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
David A.		CHERESH		
Inventor's signature				Date:
Residence	City Encinitas	State CA	Country US	Citizenship US
Post Office Address	3277 Lone Hill Lane			
City Encinitas		State CA	ZIP 92024	Country US
<input checked="" type="checkbox"/> Additional inventors are being named on the <u>1</u> supplemental Additional Inventor(s) Sheet(s) attached hereto				

<b>DECLARATION</b>		<b>ADDITIONAL INVENTOR(S)</b> <b>Supplemental Sheet</b> Page 1 of 1		
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Robert		PAUL		
Inventor's signature				Date:
Residence	City Munich	State	Country Germany	Citizenship Germany
Post Office Address	Bruderhofstr.9			
	City Munich	State	ZIP D-81371	Country Germany
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
S. Brian		ELICEIRI		
Inventor's signature				Date: 3.9.04
Residence	City Carlsbad	State  CA	Country US	Citizenship US
Post Office Address	2933 Via Ipanema			
	City Carlsbad	State CA	ZIP 92009	Country US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Inventor's signature				Date:
Residence	City	State	Country	Citizenship
Post Office Address				
	City	State	ZIP	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Inventor's signature				Date:
Residence	City	State	Country	Citizenship
Post Office Address				
	City	State	ZIP	Citizenship